



JUN 21 2002

PATENT &amp; TRADEMARK OFFICE

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COMMISSIONER FOR PATENTS  
 UNITED STATES PATENT AND TRADEMARK OFFICE  
 WASHINGTON, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/007,739	11/08/2001	James C. Copeland	OXR 2 0025

## CONFIRMATION NO. 4971

## FORMALITIES LETTER



\*OC00000007728248\*

FAY, SHARPE, FAGAN,  
 MINNICH & MCKEE, LLP  
 7th Floor  
 1100 Superior Avenue  
 Cleveland, OH 44114-2516

COPY OF PAPERS  
 ORIGINALLY FILED

05/20/02

Date Mailed: 03/27/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

## FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:

- drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

*A copy of this notice MUST be returned with the reply.*

111-NH/AL

06/21/02 11:36 FAX 216 241 1666

FAY SHARPE FAGAN MINNICH

008

Page 2 of 2

Customer Service Center  
Initial Patent Examination Division (703) 308-1202  
PART 2 - COPY TO BE RETURNED WITH RESPONSE

06/21/02 11:36 FAX 216 241 1666



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

Application Number	Filing Date	First Named Applicant	Atty. Docket No.
10/007,739	11/08/2001	Copeland, James	OXR 2 0025

FAY, SHARPE, FAGAN,  
MINNICH & McKEE, LLP  
7th Floor  
1100 Superior Avenue  
Cleveland OH 44114-2516

**Title:** Medium composition, method and device for selectively enhancing the isolation of anaerobic microorganisms contained in a mixed sample with facultative microorganisms

Date Mailed: 06/17/2002

### Request for Substitute Papers

The papers filed on 05/20/02 (certificate of mailing dated 05/06/02) are no longer in condition to become part of the permanent records of the United States Patent and Trademark Office (USPTO) for this application (37 CFR 1.52(a)) due to the United States Postal Service sanitization process.

The USPTO requests that applicant provide a copy of the above-identified papers (except for any U.S. or foreign patent documents submitted with the above-identified papers) with a statement that such copy is a complete and accurate copy of the above-identified papers (signing and returning a copy of this notice will provide such a statement). The reply to this letter should be submitted to the USPTO by facsimile at the number indicated **703-746-4060(OIPE)**.

Alternatively, the reply to this letter may be hand-carried to the Customer Service Window located in Room 1B03 of Crystal Plaza Building 2, Arlington, Virginia, 22202.

The USPTO **strongly** prefers that the reply to this letter be submitted by facsimile. However, if applicant cannot submit the reply to this letter by facsimile (or hand-delivery), the reply may be mailed to: Box Duplicate OIPE, U.S. Patent and Trademark Office, P.O. Box 2327, Arlington, VA 22202-2327.

This letter is not a notice under 37 CFR 1.251. However, failure to timely replay to this notice within **two (2) weeks** of the date of receipt of this letter may result in the USPTO issuing a notice under 37 CFR 1.251. **A copy of this notice should be included with the reply.**

The enclosed papers are a complete and accurate copy of the above-identified papers.

Name: \_\_\_\_\_ Registration No.: \_\_\_\_\_

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

**LERNER, DAVID, LITTENBERG, KRUMHOLZ & MENTLIK, LLP**  
**600 South Avenue West**  
**Westfield, New Jersey 07090**

Telephone: (908) 654-5000  
 Facsimile: (908) 654-7866



**FACSIMILE TRANSMITTAL**

	<b>TO:</b>	<b>FROM:</b>
	O I P E	Robert B. Cohen
<b>FIRM/COMPANY:</b>	U.S. PATENT & TRADEMARK OFFICE	
<b>FAX:</b>	(703) 746-4060	908 654 7866
<b>PHONE:</b>		908 518 6316
<b>DATE:</b>	June 21, 2002	<b>CLIENT NO:</b> SCEIYO
<b># PAGES (TOTAL):</b>	7	<b>MATTER NO.:</b> 15
		<b>ORIGINAL MAILED:</b> No

**Re:**

**Message:**

**NOTICE:** The information contained herein is intended only for the addressee identified above. It may be or may include material which is confidential, attorney-client privileged, attorney work product, copyrighted, and/or inside information. If you are not the intended recipient, or a person responsible for delivering this message to the intended recipient, you are hereby notified that the unauthorized use, disclosure, distribution or copying is strictly prohibited and may be in violation of court order or otherwise unlawful. If you have received this transmission in error, please immediately notify us at (908) 654-5000 (Collect, if necessary) and return this document to us by mail.

JUN. 21. 2002 10:55AM

NO. 883 P.2



UNITED STATES PATENT AND TRADEMARK OFFICE



UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20591  
www.uspto.gov

Application Number	Filing Date	First Named Applicant	Atty. Docket No.
10/079,435	02/20/2002	Hashimoto, Minoru	SCEIYO 3.0-121

530

LERNER, DAVID, LITTENBERG,  
KRUMHOLZ & MENTLIK  
600 SOUTH AVENUE WEST  
WESTFIELD NJ 07090

**Title:** Audience rating survey system

Date Mailed: 06/17/2002

## Request for Substitute Papers

The papers filed on 05/21/02 (certificate of mailing dated 05/07/02) are no longer in condition to become part of the permanent records of the United States Patent and Trademark Office (USPTO) for this application (37 CFR 1.52(a)) due to the United States Postal Service sanitization process.

The USPTO requests that applicant provide a copy of the above-identified papers (except for any U.S. or foreign patent documents submitted with the above-identified papers) with a statement that such copy is a complete and accurate copy of the above-identified papers (signing and returning a copy of this notice will provide such a statement). The reply to this letter should be submitted to the USPTO by facsimile at the number indicated **703-746-4060(OIPE)**.

Alternatively, the reply to this letter may be hand-carried to the Customer Service Window located in Room 1B03 of Crystal Plaza Building 2, Arlington, Virginia, 22202.

The USPTO strongly prefers that the reply to this letter be submitted by facsimile. However, if applicant cannot submit the reply to this letter by facsimile (or hand-delivery), the reply may be mailed to: Box Duplicate OIPE, U.S. Patent and Trademark Office, P.O. Box 2327, Arlington, VA 22202-2327.

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The enclosed papers are a complete and accurate copy of the above-identified papers.

Name: Robert B. Cohen Registration No: 32,768

Signature: Robert B. Cohen Date: Jun 21, 2002

RECEIVED

JUN 20 2002

LDLK&M



**FAY, SHARPE, FAGAN, MINNICH & McKEE LLP**  
**1100 SUPERIOR AVENUE, SUITE 700**  
**CLEVELAND, OHIO 44114-2518**  
**(216) 861-5582**

DATE: June 21, 2002

TO: USPTO

ATTENTION: Box Duplicate OIPE

FACSIMILE NO.: 703-746-4060

FROM: Richard M. Klein

RE: Our Reference: OXR 2 0025

Total number of pages (including this cover sheet): 31

Please call us immediately at (216) 861-5582 if the telecopy you receive is incomplete or illegible. Our facsimile numbers are (216) 241-1666 and (216) 241-5147.

Comments:

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The documents accompanying this facsimile transmission include information from the firm of Fay, Sharpe, Fagan, Minnich & McKee that might be legally privileged and/or confidential. The information is intended for the use of only the individual or entity named on this cover sheet. If you are not the intended recipient, any disclosure, copying, or distribution of these documents, or the taking of any action based on the contents of this transmission, is prohibited. If you have received this transmission in error, these documents should be returned to this firm as soon as possible, and we ask that you notify us immediately by telephone so we can arrange for their return to us without cost to you.



033-02  
NO.

Inventor/Applicant: <u>COPELAND ET AL</u>	Pat. No. <u>101 007,739</u>
Title: <u>A MODULUS COMMUTATOR, METHOD AND DEVICE</u>	Ser. No. <u>1758-01</u>
Attorney Docket No. <u>DXR 2 0221</u>	Filed <u>05-06-02</u>
<input checked="" type="checkbox"/> <b>PATENT/DESIGN APPLICATION</b>	
<input type="checkbox"/> New Application Transmittal <input type="checkbox"/> Cont. <u>      </u> Div. <u>      </u> C-I-P <u>      </u> Provisional <input type="checkbox"/> CPA Transmittal <u>      </u> PCT Request <input checked="" type="checkbox"/> Declaration/Power of Atty. <input type="checkbox"/> pgs. Specification <input type="checkbox"/> pgs. Claims <input type="checkbox"/> total <u>      </u> independent <input type="checkbox"/> pgs. Abstract <input checked="" type="checkbox"/> Sheet(s) of drawing(s) <u>COPIED</u> <input type="checkbox"/> 13 formal <u>      </u> informal <input type="checkbox"/> Preliminary Amendment <input type="checkbox"/> Request and certification under <input type="checkbox"/> 35 U.S.C. 122(b)(2)(B)(i) <input type="checkbox"/> Claim for Right of Priority <input type="checkbox"/> Priority document(s) <input type="checkbox"/> Small Entity Statement(s) <input type="checkbox"/> Final Fee <u>      </u> Publication Fee <input checked="" type="checkbox"/> Response to missing parts 	
<input type="checkbox"/> <b>AMENDMENT (Due <u>      </u>)</b> <input type="checkbox"/> Transmittal(s) <input type="checkbox"/> Extension of Time (For <u>      </u> month(s)) <input type="checkbox"/> PCT DEMAND (Due <u>      </u> ) <input checked="" type="checkbox"/> CHECK(S) in Amount \$ <u>130 00</u> <input type="checkbox"/> OTHER <u>      </u>	
<input checked="" type="checkbox"/> <b>ASSIGNMENT</b>	
<input type="checkbox"/> Transmittal: <u>      </u> Confirmatory <u>      </u> <input type="checkbox"/> <b>INFORMATION DISCLOSURE STATEMENT</b> <u>      </u> PTO Form 1449 <u>      </u> Refs.	

**DOCKETED**

RECEIPT IS HEREBY ACKNOWLEDGED

O P T E  
MAY 20 2002  
PATENT & TRADEMARK OFFICE



FAY, SHARPE, FAGAN, MINNICH & MCKEE, LLP		505
PAY TO THE ORDER OF	COMMISSIONER OF PATENTS	DATE <u>04/29/02</u>
<u>ONE HUNDRED THIRTY AND</u>		<u>\$ 130.00</u>
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FOR <u>OXR 20025</u>		<u>508653951</u>



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506653951		



- 2 -

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Copeland et al.	)	Examiner: Unknown
	)	
Serial No.: 10/007,739	)	Art Unit: 1651
	)	
Filed November 8, 2001	)	Confirmation: 4971
	)	
For: A MEDIUM COMPOSITION, METHOD AND	)	
DEVICE FOR SELECTIVELY ENHANCING	)	
THE ISOLATION OF ANAEROBIC	)	
MICROORGANISMS CONTAINED IN A	)	
MIXED SAMPLE WITH FACULTATIVE	)	
MICROORGANISMS	)	
	)	
Date of Notification: March 27, 2002	)	
	)	Cleveland, OH 44114
Attorney Docket No.: OXR 2 0025	)	May 6, 2002

CERTIFICATE OF MAILING

I hereby certify this **RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION; DECLARATION FOR PATENT APPLICATION; CORRECTED DRAWINGS; and 37 CFR 1.16(e) FEE** in connection with U.S. Patent Application Serial No. 10/007,739 are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner For Patents, Washington, D.C., 20231 on this 6th day of May, 2002.

By: Lynda S. Kalembe  
Lynda S. Kalembe



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

COPY OF PAPERS  
ORIGINALLY FILED  
05/20/02

Application of: Copeland et al. ) Examiner: Unknown  
 Serial No.: 10/007,739 ) Art Unit: 1651  
 Filed November 8, 2001 ) Confirmation: 4971  
 For: A MEDIUM COMPOSITION, METHOD AND )  
 DEVICE FOR SELECTIVELY ENHANCING )  
 THE ISOLATION OF ANAEROBIC )  
 MICROORGANISMS CONTAINED IN A )  
 MIXED SAMPLE WITH FACULTATIVE )  
 MICROORGANISMS )  
 Date of Notification: March 27, 2002 )  
 Attorney Docket No.: OXR 2 0025 ) Cleveland, OH 44114  
 ) May 6, 2002

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF  
NONPROVISIONAL APPLICATION**

Assistant Commissioner For Patents  
Washington, D.C. 20231

Dear Sir:

In connection with the above-entitled case, please find enclosed: (1) the Patent Office return copy of the Notice to File Missing Parts of Nonprovisional Application issued March 27, 2002; (2) the Declaration For Patent Application for U.S. Application Serial No. 10/007,739; (3) corrected drawings in compliance with 37 C.F.R. 1.84; and (3) the 37 C.F.R. 1.16(e) Surcharge of \$130.00.

The Commissioner is hereby authorized to charge any additional fees which may be required, or to credit any overpayment to Deposit Account No. 06-0308.

Respectfully submitted,

FAY, SHARPE, FAGAN,  
MINNICH & MCKEE, LLP

Richard M. Klein  
Reg. No. 33,000  
1100 Superior Avenue  
Seventh Floor  
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